

diet below adequate levels by reason of a sedentary mode of life; and that it is considered by health authorities to be advisable and even essential to supplement the diet with vitamins and minerals in order to prevent deficiencies of vitamins and minerals;

Formula No. 785 Nemco Hist, 502(a)—while held for sale, the labeling of the article contained false and misleading representations that the ingredient "Citrus Bioflavonoids," was an active ingredient of the article; 502(f) (1)—the labeling of the article failed to bear adequate directions for use; and 502(f) (2)—the labeling of the article failed to bear adequate warnings against use, in that said article was for oral use and contained antihistaminic and salicylate ingredients, and its labeling failed to warn that the article should be kept out of the reach of children; that the article might cause drowsiness; that one should not drive or operate machinery while taking the article; and that the article should not be given to children under 6 years of age or the recommended dosage exceeded unless directed by a physician.

Formula No. 385 Nemco-Vite Multi-Vitamins, 502(a)—while held for sale, the labeling of the article contained false and misleading representations that the article would be adequate and effective in the prevention and treatment of anemia and liver damage; that the article was essential to blood formation, better nutrition, and better health; that it would prolong life and cause one to live a useful, zestful, and comfortable life; and that it was adequate and effective for skin conditions because of the presence therein of vitamin F.

Formula No. 505 Nem-B-Globin, 502(a)—while held for sale, the labeling of the article contained false and misleading representations that the article was an adequate and effective treatment for all types of anemia, including pernicious anemia; headaches; listlessness; poor appetite; shortness of breath; frequent bleeding; and a general "washout" feeling; and would promote better absorption and utilization of protein; aid in maturation of blood cells and metabolism of nerve tissue; and promote growth in the underdeveloped child; and 502(f) (1)—the labeling of the article failed to bear adequate directions for use for the purposes for which it was intended, namely, for the treatment of pernicious anemia.

Formula No. 760 Nemco-Bild, 502(a)—while held for sale, the name "Nemco-Bild" was misleading, since it implied and suggested that the article was a body builder, whereas, the article is not effective for such purpose; and the labeling contained false and misleading representations that the article was effective as an appetite booster, appetite stimulant, and body builder; for retarded growth; for improved protein utilization; and as an aid in converting vegetable protein to the equivalent of the energy-building meat protein.

The libel alleged also that Formula Nos. 748, 749 and 760 were misbranded under the provisions of the law applicable to foods as reported in notices of judgment on foods, No. 27400.

DISPOSITION: 10-13-60. Consent—claimed by George Nemiroff & Co., Inc., and relabeled.

6570. Wey-Rite. (F.D.C. No. 45078. S. No. 3-457 R.)

QUANTITY: 13 cases, each containing 12 1-lb. 2-oz. cans and 9 cases, each containing 4 5-lb. cans, at Arlington, Va., in possession of Wey-Rite Potomac Sales Co.

SHIPPED: 9-28-60, from Chicago, Ill., by Life Products International, Inc.

LABEL IN PART: (Can) "Wey-Rite Contains No Drugs or Other Harmful Ingredients * * * Nutritional Health-Weight Control A Delicious Energy Sus-

taining High Protein Food Alternate! Net Weight * * * Manufactured exclusively for Life Research Corporation, 430 N. Michigan Avenue, Chicago 11, Illinois R 1954."

ACCOMPANYING LABELING: Circulars enclosed in each case of the article entitled "Sip a Quickie Meal"; circulars entitled "Nutritional Health Protection" which were printed locally at the request of the dealer; and circulars entitled "You'll enjoy Wey-Rite * * * Hints and Tips" and "Nutritional Food for Health and Weight Control" which were obtained from Life Products International, Inc., Chicago, Ill.

LIBELED: On or about 11-2-60, E. Dist. Va.

CHARGE: 502(a)—when shipped and while held for sale, the can label and the accompanying labeling contained false and misleading representations that the article was adequate and effective for adults, children, and infants, to reduce, control and maintain proper weight and to gain weight safely, while supplying all nutritional needs; while safeguarding and bettering health; while sustaining strength and vital energy; and while satisfying hunger and the desire to eat; to provide quick energy and strength; lengthen life; build up the body; maintain every vital function of the body; look, feel, and do better; for pep and vitality; to be happier; and for a new zest for living, and that the article was adequate and effective to eliminate cholesterol from the blood.

The article was alleged also to be misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: 2-14-61. Consent—claimed by Life Products International, Inc., and brought into compliance with the law by reprocessing, repacking, and relabeling.

6571. Gen-Gen Oyster Liver Extract. (F.D.C. No. 45100. S. No. 25-435 R.)

QUANTITY: 9 cases, each containing 10 individually cartoned btls., at Los Angeles, Calif.

SHIPPED: 9-14-60, from Honolulu, Hawaii, by Pacific Pharmaceuticals, Inc.

LABEL IN PART: (Ctn.) "30 Day Supply Gen-Gen Oyster Liver Extract * * * 60 Tablets of A High Potency Food Supplement Prepared in Japan * * * Imported and Distributed in U.S.A. By Pacific Pharmaceuticals, Inc., Honolulu, Hawaii * * * Gen-Gen is not a drug but a high potency food supplement. Extracts from 20 to 27 oyster livers are required for each tablet. * * * Ingredients (One Tablet) Milligrams Special Oyster Liver Extract 187.5 Vitamin B₁ (5 times minimum daily requirement) 5.0 Taurine 25.0 Carrot Extract (Radix Panacis) 32.5 * * * The need for Radix Panacis extract and taurine in human nutrition has not been established."

LIBELED: 11-22-60, S. Dist. Calif.

CHARGE: 502(a)—when shipped, the name of the article "*Gen-Gen Oyster Liver Extract*" was false and misleading in that it suggested and implied, since liver extracts are commonly employed in the treatment of pernicious anemia, that the article was adequate and effective for the treatment of pernicious anemia, whereas, the article was not adequate and effective for such purposes; and the label of the article bore statements which represented and suggested that the article was adequate and effective to cause the user to feel more alive, which statements were false and misleading since the article was not adequate and effective for such purpose.